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Of Attorneys for Cornelius Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

DIEGO MATA-GONZALEZ, LILIA LOPEZ-)
GUZMAN, VLADIMIR MATA-LOPEZ,)
JOHNNY MATA-LOPEZ,)
Plaintiffs,) Case No. 3:11-cv-260-PK
v.)
DEFENDANTS' MOTION FOR SUMMARY)
JUDGMENT
OFFICER MIGUEL MONICO, OFFICER)
JANSEN, OFFICER DUSTIN DeHAVEN,)
OFFICER BRUCE SCHMID, SERGEANT)
BRIAN SCHMID, SERGEANT)
NOFFSINGER, OFFICER R. VENABLE,)
CITY OF CORNELIUS, by and through the)
Cornelius Police Department, JOHN)
DOES #1-10, Cornelius Police)
Department Employees, WASHINGTON)
COUNTY, a political subdivision of the)
State of Oregon, by and through the)
Washington County Department of)
Human Services and the Washington)
County Sheriff's Office, LAURIE)
WUTHRICH, HEATHER KITTO, JOHN)
DOES #11-20, Oregon Department of)
Human Services employees, DEPUTY J.)
HERMANN, DEPUTY C. BOWMAN, JOHN)
DOES #21-30, Washington County)
Sheriff's Office employees,)
Defendants.)
(Oral Argument Requested)

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CERTIFICATE OF COMPLIANCE

Counsel undersigned certifies that he made a good faith effort to discuss and resolve with plaintiffs' counsel. Plaintiffs' counsel had previously dismissed all claims against the Washington County defendants and the State of Oregon defendants. Plaintiffs' counsel has agreed to dismiss all remaining defendants except defendant Miguel Monico and the defendant City of Cornelius. The parties were unable to resolve the issues raised in this Motion.

MOTION

Pursuant to FRCP 56, defendants Officer Miguel Monico and the City of Cornelius, move for summary judgment on all of plaintiffs' claims against them. This Motion is supported by the following:

1. Memorandum in Support of Defendants' Motion for Summary Judgment;
2. Declaration of Stan LeGore in Support of Defendants' Motion for Summary Judgment and the exhibits attached thereto;
3. Declaration of Miguel Monico in Support of Defendants' Motion for Summary Judgment;
4. Declaration of Dustin DeHaven in Support of Defendants' Motion for Summary Judgment;
5. Declaration of Joe Noffsinger in Support of Defendants' Motion for Summary Judgment;
6. Declaration of Heather Kitto in Support of Defendants' Motion for Summary Judgment;
7. Declaration of Mark Jansen in Support of Defendants' Motion for Summary Judgment;
8. Declaration of Brian Schmid in Support of Defendants' Motion for Summary Judgment; and,

9. Declaration of Bruce Schmid in Support of Defendants' Motion for Summary Judgment.

DATED this 15th day of November, 2012.

MILLER & WAGNER LLP

By: /s/ Stan LeGore

Robert S. Wagner, OSB #844115

Stan LeGore, OSB #943691

Of Attorneys for Cornelius Defendants
(503) 299-6116

Trial Attorney:

Robert S. Wagner, OSB #844115

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**, on the following party at the following address by notice of electronic filing using the CM/ECF system:

Michelle R. Burrows
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Of Attorneys for Plaintiffs

DATED this 15th day of November, 2012.

/s/ Stan LeGore
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